

**CHELAN COUNTY COMMISSIONERS
MINUTES OF MARCH 9, 10, 2009**

MONDAY, MARCH 9

9:03:16 AM OPENING – PLEDGE OF ALLEGIANCE:

Chair Pro-tem Keith Goehner opens session with Commissioner England in attendance. Also present for session are County Administrator Cathy Mulhall and Clerk of the Board. It is noted that Commissioner Ron Walter is in Washington DC attending the NACO Conference. Steve Hair of KOHO Radio leads in the Pledge of Allegiance.

9:04:03 AM APPROVAL OF MINUTES:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the March 2, 3, 2009 minutes as corrected.

9:07:30 AM CONSENT AGENDA:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items:

- Vouchers as Submitted and Listed
- Approval of February Payroll 20090309B4-1
- Payroll changes:
 - a) Eric Thornton, Juvenile, Length of Service Increase
 - b) Phil Jans, Juvenile, Length of Service Increase
 - c) Silvestre Vargas, Juvenile, Length of Service Increase
 - d) Robert Vesper, Juvenile, Length of Service Increase
 - e) Stacey Smith, Community Development, Step Increase
 - f) Laree Rumble, Parent Education, Resignation
 - g) Kim Morrison, Clerk, Length of Service Increase
 - h) Lucinda Witt, District Court, New Hire

9:08:08 AM BOARD DISCUSSION:

- Request for Exemption of Buoys and Jet Ski Lifts in Building Permits
- Eagle Creek Project Public Meeting
- Leavenworth Cottage Creek/Urban Growth Planning Meeting
- Cashmere Monument – Letter from Kim Stone of DAR indicating Colville Indians as owners of monument 20090309C8-1

9:16:03 AM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into 15 minute executive session pursuant to RCW 42.30.110(i) regarding potential litigation with Counsel Lou Chernak present.

9:31 A.M. EXECUTIVE SESSION:

Board extends executive session for an additional four minutes pursuant to RCW 42.30.110(i) regarding potential litigation with Counsel Lou Chernak present.

9:34:53 AM REGULAR SESSION:

Board resumes regular session.

9:35:25 AM Chelan County Port District Meets with Board Re: Stormwater Acclimation Pond.

Present are Port District Commissioner Mike Mackey, Port District Executive Director Mark Urdahl, Attorney for the Port District Mr. Peter Fraley, Chelan County Public Works Director Jolene Gosselin Campbell, Stormwater Manager Greg Pezoldt, Chelan County Counsel Lou Chernak, and Solid Waste Coordinator Benda Harn.

Discussion on transition of Chelan County Port District Storm Water Retention Pond property to the Greater Wenatchee Storm Water Utility which was recently formed by County for two purposes: 1) It was tied in with the National Pollutant Discharge Elimination System Phase II and 2) It was part of the storm water management plan for the County. This particular storm water retention pond facility has been tied to the purchase of the property by Chelan County for the moderate waste facility. This action is under a time line.

The County and the Port have met and reiterations of the discussion have transpired. Specifically, the main source of contention has to do with the cadmium levels that have been determined in the pond itself. Counsel for the County Lou Chernak states the concern has been the cadmium levels found in the pond are in excess of the standards. The Port has agreed to a ratio of 41/59 percent for sharing of the costs of potential clean up.

Although the source of the cadmium has not been officially identified, Peter Fraley has contacted the DOE and they felt the cause of the cadmium is road wash. This could be true of any property and not attributed to any highway work by County but more of normal road and parking usage. All efforts will be made to work through the agreement in an acceptable and timely manner. Chelan County would like to allow Commissioner Walter the opportunity to weigh in on Monday upon his return.

9:57:59 AM BOARD DISCUSSION:

- Letter to Senator Mary Margaret Haugen and Senator Chris Marr regarding the Negative Consequence of SB 5682

9:58:12 AM ACTION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following item:

1. **Correspondence for Signature:**

- a) Letter to Senator Mary Margaret Haugen and Senator Chris Marr regarding SB 5682 and the Possible Closure of WSDOT Office in Wenatchee

20090309C8-2

9:59:32 AM ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Administrative Issues

- Request to Add Additional Carryover of Vacation Previously Approved for 90 Days
- Agreement with Port District regarding Segregation of Parcels
- Prosecutor Gary Riesen Present regarding Discussions with Douglas County and Jail Partnership Issues. Commissioner Goehner and Prosecutor Gary Riesen will meet with Douglas County tomorrow.

10:13:18 AM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into ten minute executive session pursuant to RCW 42.30.110(i) regarding potential litigation with Counsel Gary Riesen.

10:23 A.M. EXTENSION OF EXECUTIVE SESSION:

Board extends executive session for an additional ten minutes pursuant to RCW 42.30.110(i) regarding potential litigation with Counsel Gary Riesen.

10:33:58 AM REGULAR SESSION:

Board resumes regular session.

10:34:20 AM ACTION ITEMS:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items (**adding**) item **5(a)**:

1. **Resolutions**

- a) Adoption of **Resolution No. 2009 - 35** Appointment of William Bailey as Community Development Director

2. **Contracts**

- a) Inmate Housing for City of Lynnwood Contract Addendum 20090309A5-1
b) Distribution Services Agreement – Certified Folder Display Company
20090309A5-2
c) Chelan County PUD Parks Department and Chelan County Extension for Horticultural Services 20090309A5-3

3. **Notice of Hearing**

- a) Supplemental Budget Appropriation 20090309H6-1
- Boating Safety - \$41,472
 - Non-Departmental - \$6,600

4. **Funding Request**

- a) Friends of Ohme Gardens Radio Advertising Proposal for \$4,000 in Tourism Funds
20090309B4-2

5. **Miscellaneous**

- a) **(Added)** Request to Extend Time Frame for 90 Days for Use of Vacation for
Community Development Deputy Director David Grimes 20090309B4-3

10:37:27 AM RECESS

11:00:19 AM FARMWORKER HOUSING CAMP

Edmundo Gonzalez, Manager

HOUSING CAMP DISCUSSIONS

- Farm Worker Housing Forum in Olympia This Week
- Evergreen College Students Use of Facilities May 5-7
- Possible Use of Buildings from Pangborn Farm Worker Housing Camp at Monitor Farm Worker Housing Camp Due to Closure of East Wenatchee Cherry Camp. Remainder of unused funds from restroom project will be transferred for the expenditure of this work.
- Possible Increase in Cleaning Fees. Park will look into cost savings of hiring an employee for services.

11:15 A.M WENATCHEE RIVER COUNTY PARK

Mike and Marylee Redline, Managers

PARK DISCUSSIONS

- Newly Remodeled Park Web Site Available for Use
- Park Remaining Open During October Beneficial
- 2009 Reservations Coming In
- Front Office Clean-Up and Repair
- Restroom Painting and Clean-Up Work
- One Septic Pump Work Completed
- Search for Van by Park and Camp to Continue
- Monitor Water Hook Up
- Managers will Check Whether Conduit for Cable Hook Ups was Installed
- 2009 Rates and Planning of Rates for 2010

11:52:22 AM RECESS

1:30:46 PM CHELAN COUNTY SHERIFF'S DEPARTMENT

**Under Sheriff Greg Meinzer, Chief Criminal Deputy Jeff Middleton,
Ron Hupp Chief Civil Deputy**

DEPARTMENTAL DISCUSSION

- Wenatchee Valley Humane Society Contract/Services. Brian Metcalf Director of Humane Society and Sergeant Jody White of Animal Control present. Rural and some UGA areas are being serviced at reduced levels. Animal Control will assist the Sheriff's Department in circumstances where assistance is needed such as DUI, search warrants, and arrests leaving pets abandoned. Clarification is made that Chelan County Code is still in affect regarding animals at large. Dogs chasing, injuring or killing domestic animals or stock is considered dangerous and will be investigated by the Humane Society. Barking dogs are the majority of the calls received by the Sheriff's Department. The Humane Society and the Sheriff's Department have a good working relationship.
- Boating Safety Funds, Boating Registration Funds Incoming

2:03 P.M. BOARD DISCUSSION:

- GMHB Decision 20090309C8-3
- Department Head Meeting Budget Discussions
- Current Budget Analysis

2:24:52 PM RECESS

Board recesses until Tuesday, March 10, 2009.

TUESDAY, MARCH 10

8:00 A.M. DEPARTMENT HEAD MEETING

- Budget Status
- Assessor's Departmental Presentation on Annual Revaluation Program
- Cash Flow Analysis

9:12:01 AM FACILITIES MAINTENANCE DEPARTMENT

Pat DuLac, Director

DEPARTMENTAL DISCUSSION

- Gary Riesen Present to Discuss Support Enforcement Office Space
- Use of Infill Space

BID AWARD - Fire Sprinklers at Regional Justice Center

It is the recommendation by the Facilities Maintenance Director to award the small works roster bid to Western States Fire at a bid amount of \$54,670 with a possible deduct to a bid amount of \$50,137.00 w/o tax.

9:23:41 AM BID AWARD:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the bid award contract to Western States Fire at a bid amount of \$54,670 with a possible deduct to a bid amount of \$50,137.00 w/o tax. 20090309B1-1

9:24:35 AM FACILITIES MAINTENANCE DISCUSSION ITEMS CONTINUE:

- 414 Douglas Street – Facilities Maintenance and Public Works Directors to Meet with Board March 16 on Administrative Agenda
- Jail Ceiling Update

9:41:57 AM BOARD DISCUSSION:

- Department Head Meeting Update

9:43:54 AM PUBLIC WORKS DEPARTMENT

Public Works Interim Director Jolene Gosselin-Campbell

DEPARTMENTAL DISCUSSION:

1. Public Works Project Updates
2. National Joint Powers Alliance Participating Membership Agreement
3. National Joint Powers Alliance Participating Joint Exercise of Powers Agreement
4. Resolution for Ridge to River Closure for April 19, 2009
5. Intent to Vacate a Portion of County Road Right of Way Known as South Lakeshore Road petition for by James Feeney
6. State Parks Property at the Corner of Mission Ridge Road and Squilchuck Road
7. Motor Pool/ERR Correction
8. Development Review – Horse Lake Trail
9. Abandoned House on Platted Road Right of Way

10:38:38 AM ACTION ITEMS:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items:

1. **Agreement**
 - a) Participating Membership Agreement between Chelan County and National Joint Powers Alliance 20090309A5-4
 - b) Joint Exercise of Powers Agreement between Chelan County and National Joint Powers Alliance 20090309A5-5
2. **Resolution**
 - a) Adoption of **Resolution No. 2009 -36** Road Closure for Ridge to River on April 19, 2009
3. **Miscellaneous**
 - a) Intent to Vacate a Portion of County Road Right of Way Known as South Lakeshore Road Petition for by James Feeney 20090309V1-1

10:42:09 AM RECESS

11:03:05 AM COMMUNITY DEVELOPMENT

Interim Assistant Director David Grimes

DISCUSSION ITEMS

1. Executive Session – Potential Litigation

11:03:25 AM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into fifteen minute executive session pursuant to RCW 42.30.110(i) regarding potential litigation with Counsel Susan Hinkle present.

11:18:01 AM REGULAR SESSION:

Board resumes regular session with continued discussion:

2. Continued Workshop to Discuss the Code Enforcement Process and Priorities for Addressing Code Violations.
3. Fiduciary Interests on Plats
4. Request for Refund of 80% of Building Permit Fee for Steve Younger, for Application of Building Permit# 080124 to Construct Single Family residence.

12:24:45 PM ACTION ITEMS

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items:

1. Budget Request/Refund

- a) Approve Refund of 80% of Building Permit Fee for Steve Younger, for Application of Building Permit# 080124 to Construct Single Family Residence
20090309B4-4

12:25:08 PM ADJOURN:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board adjourn until Monday, March 16, 2009. Board Adjourned.

Vouchers Approved for Payment (2009Budget) 20090309B4-5

Current Expense		\$ 88,543.95
Other Funds		<u>257,224.85</u>
	Total All Funds	\$345,768.80

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board

